

REMARKS

These Remarks are responsive to the Office Action mailed July 12, 2006 (the "Office Action"). The Applicants respectfully request reconsideration of the claim rejections for at least the reasons set forth below.

STATUS OF THE CLAIMS

At the time of the Office Action, claims 1-5, 29-31, and 52-54 were pending in the application. All claims currently stand rejected. Claims 1-5, 29-31, and 52-54 remain pending in the present application.

REJECTIONS UNDER 35 U.S.C. § 102

Claims 1-5, 29-31, and 52-54 are rejected under 35 U.S.C. § 102(b) as allegedly being anticipated by Garuglieri (United States Pat. No. 6,021,700) ("Garuglieri"). As stated in M.P.E.P. § 2131, "[a] claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." *Verdegaal Bros. v. Union Oil Co. of California*, 814 F.2d 628, 631, 2 U.S.P.Q.2d 1051, 1053 (Fed. Cir. 1987). The Applicants respectfully traverse this rejection because the cited references fail to disclose each and every claimed element of the present invention, either explicitly or implicitly.

Claims 1 and 52

The Examiner asserts that Garuglieri discloses "a saw support assembly (e.g., 26) rotatably mounted to the base assembly to rotate relative to the base assembly about a first rotational axis, a saw unit having saw blade (e.g., 36), and a bevel angle locking actuator (e.g., 172) rotating in unison with the saw support assembly about the first rotational axis." Office Action, pp. 2-3. The Applicants respectfully submit that the Examiner misapprehends the Garuglieri reference.

The present invention comprises a saw unit, a saw support assembly, the saw support assembly supports the saw unit, and further claims "a bevel angle locking

actuator mounted to the saw support assembly” or “a bevel locking lever pivotally mounted to the saw support assembly” as recited by claims 1 and 52, respectively. The Garuglieri reference fails to disclose such a structure.

Garuglieri’s handle 172 is not mounted to saw support assembly as recited by claims 1 and 52. Instead, Garuglieri’s handle 172 is captured between two cam followers and two washers located rearward of the saw support assembly. Garuglieri, col. 4, ll. 13-25, Figures 2a and 2b; United States Pat. No. 5,590,991, col. 2, ll. 25-33, Figure 1 (Incorporated by Garuglieri). Thus, Garuglieri fails to disclose either “a bevel angle locking actuator *mounted to the saw support assembly*” or “a bevel locking lever pivotally *mounted to the saw support assembly*” as recited by claims 1 and 52, respectively.

Claim 54

The Examiner asserts that Garuglieri discloses “a bevel locking linkage (e.g., 172) changing/moving to a position shown on Figure 2a which is in a direction normal to the first rotation axis causes the saw support assembly to be pushed against the base assembly.” Office Action, p. 3. The Applicants respectfully submit that the Examiner has misconstrued the Garuglieri reference.

Claim 54 of the present invention recites a “saw support assembly rotating relative to the base assembly about a first rotational axis ... a bevel locking linkage which *translates* in a direction normal to the first rotational axis.” “Translate” is defined as “to change the position of (a body or figure) in space *without rotation*.” Webster’s Third New Int’l Dictionary 2429 (1993). This meaning is consistent with the specification, which describes the bevel locking linkage as moving “almost in straight line motion in a direction approximately normal to the longitudinal axis of bolt 260.” Specification, ¶ 0033. The specification and Figures further define the bevel locking linkage as moving straight, without rotating. *Id.* at ¶¶. 0035-0037; See Figures 2-5. The Garuglieri reference fails to disclose such a translating linkage.

Instead, Garuglieri teaches a bevel locking linkage that *rotates* about an axis normal to the bevel angle axis. Garuglieri, col. 4, ll. 13-25, Figures 2a and 2b; United States Pat. No. 5,590,991, col. 2, ll. 42-50, Figure 1 (Incorporated by Garuglieri). Thus, Garuglieri fails to disclose a “saw support assembly rotating relative to the base assembly about a first rotational axis ... a bevel locking linkage which *translates* in a direction normal to the first rotational axis,” as recited by claim 54.

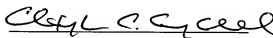
It is apparent from the foregoing disclosure that Garuglieri does not disclose each and every claim limitation of independent claims 1, 52, or 54. As the present invention's independent claims are distinct and patently distinguishable from Garuglieri, so too are all claims dependent therefrom. For at least the reasons set forth above, the Applicants respectfully ask the Examiner to reconsider and withdraw the § 102(b) rejections of independent claims 1, 52, and 54, and all claims depending therefrom. Likewise, considering claim 1 is patently distinguishable from the cited references, the Applicants respectfully request the Examiner reconsider and withdraw the § 103(a) rejection of claim 30.

CONCLUSION

The Applicants respectfully submit that the application is in condition for allowance, and reconsideration and notice of allowance are respectfully requested. If the Examiner believes that prosecution might be advanced by discussing the application with Applicants' counsel, in person or over the telephone, Applicants' counsel would welcome the opportunity to do so.

Respectfully submitted,

Dated: Dec. 12, 2006


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